

REMARKS

Reconsideration of this application, as amended, is respectfully requested.

This application has been reviewed in light of Advisory Action and Office Action of the United States Patent and Trademark Office dated October 22, 2004 and April 13, 2004, respectively. Claims 2 and 4 are currently pending. As indicated above, Claim 4 has been amended and Claims 1, 3, 5, and 6 have been cancelled.

In the Office Action, the Examiner rejected Claims 1-6 under 35 U.S.C. § 103(a) as being unpatentable over *Kawashima* (U.S. 5,201,068) in view of *Son et al.* (U.S. 6,212,408 B1). More specifically, the Examiner has rejected independent Claims 1-4 as being unpatentable over *Kawashima* in view of *Son*. The Examiner asserts that *Kawashima* discloses all the elements of these claims, except for registering the voice command by the user, which the Examiner asserts is taught in *Son*.

Referring to the cited references, it is respectfully submitted that *Kawashima* discloses an apparatus for performing volume-up/down controls in a portable telephone device using a voice command, and that *Son* discloses a method for adjusting volume in accordance with a user's voice command. However, it is respectfully submitted that the combination of these references fails to disclose a method for adjusting a key tone volume level as recited in the pending claims of the present application, i.e., Claims 2 and 4.

Further, Claim 4 recites that the volume level is raised or lowered in response to the first or second voice command, respectively, if the cellular phone is in the "on" state. Additionally, if the cellular phone is not in the "on" state, the volume level of the key tones is raised or lowered, respectively, in response to said first or second voice command. However, it is respectfully submitted that *Son* discloses executing a voice command while dividing a conversation mode and an idle mode, i.e., discloses adjusting a volume level if a command is input in the conversation

mode and generating a DTMF dial key corresponding to an Alphabet voice, if a voice command is input in the idle mode, but does not disclose key tone adjustment in a standby mode as recited in Claim 4.

In view of the preceding remarks, it is respectfully submitted that all pending claims, namely Claims 2 and 4, are in condition for allowance. Should the Examiner believe that a telephone conference or personal interview would facilitate resolution of any remaining matters, the Examiner may contact Applicant's attorney at the number given below.

Respectfully submitted,



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